

**STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 2014-0028**

**RESCINDING RESOLUTION NO. 2012-0053 AND ALLOCATING \$2,000,000 FROM THE
CLEANUP AND ABATEMENT ACCOUNT (CAA) TO PROVIDE INTERIM REPLACEMENT
DRINKING WATER TO DISADVANTAGED COMMUNITIES**

WHEREAS:

1. On October 16, 2012, the State Water Resources Control Board (State Water Board) adopted [Resolution No. 2012-0053](#), which allocated \$2,000,000 to the California Department of Public Health (CDPH) to provide interim replacement drinking water to severely disadvantaged communities;
2. Because CDPH matched the State Water Board's allocation with specific emergency drinking water funds authorized by Proposition 84 (Public Resources Code, § 75021), Resolution No. 2012-0053 incorporated funding restrictions contained in CDPH's "Section 75021 Emergency Grant Criteria," which severely limit the State Water Board's ability to fund replacement drinking water projects in certain disadvantaged communities that would otherwise be eligible for CAA funding;
3. Entities eligible for CAA funding include public agencies, tribal governments that are disadvantaged communities, and not-for-profit organizations that serve disadvantaged communities, provided that such entities meet other applicable statutory criteria and have the authority to clean up a waste or abate the effects of a waste; and
4. It is the intent of the State Water Board to provide interim replacement drinking water to eligible affected disadvantaged communities in an expedient manner.

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Rescinds Resolution No. 2012-0053, except that the State Water Board shall honor its existing financial commitments and agreements entered into pursuant to Resolution No. 2012-0053 to provide interim replacement drinking water to severely disadvantaged communities;
2. Allocates \$2,000,000 from the CAA to be administered by the Division of Financial Assistance for the provision of interim replacement drinking water to disadvantaged communities whose drinking water supply is affected by a waste, as defined by Water Code, section 13050, subdivision (d);
3. Authorizes the Deputy Director of the DFA to approve or deny replacement drinking water funding requests, consistent with Resolved No. 2, for \$150,000 or less;
4. Authorizes the Executive Director to approve or deny replacement drinking water funding requests, consistent with Resolved No. 2, including but not limited to funding requests for more than \$150,000; and

5. Authorizes the Deputy Director of the DFA to execute agreements and amendments to disburse funds approved pursuant to Resolved Nos. 3 or 4, and to perform all acts and to do all things necessary and convenient to implement such agreements and amendments.

CERTIFICATION


The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on June 17, 2014.

AYE: Chair Felicia Marcus
Vice Chair Frances Spivy-Weber
Board Member Tam M. Doduc
Board Member Steven Moore

NAY: None

ABSENT: Board Member Dorene D'Adamo

ABSTAIN: None



Jeanine Townsend
Clerk to the Board